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Intellectual Property Law

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### USPTO FACSIMILE TRANSMITTAL SHEET

Page 1 of 1

Docket No.: ASMEX.333A

CUSTOMER NO. 20995

Applicant

Todd et al.

App. No.

10/074,564

Filed

: February 11, 2002

For

THIN FILMS AND METHODS OF

MAKING THEM

Examiner

Brook Kebede

Group Art Unit

2823

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the USPTO Central Fax No. (703) 872-9306 on the date shown below:

June 22, 2005

Joseph J. Mallop, Reg. No. 39,287

Transmitted herewith for filing and consideration in the above-referenced application are the following items:

(X) Request for Consideration of Previously-Submitted IDS in 2 pages.

### (X) After Final

(X) Total pages in transmission: 3

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.

Joseph J. Mallon

Registration No. 39,287

Attorney of Record Customer No. 20,995

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JUN 2 2 2005

ASMEX.333A PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Todd, Michael A. et al.

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10/074,564

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June 22, 2005

(Date)

## REQUEST FOR CONSIDERATION OF PREVIOUSLY-SUBMITTED IDS

### Mail Stop AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants have received the Notice of Allowability mailed May 4, 2005. Applicants acknowledge receipt of an initialed copy of the PTO-1449 form accompanying the IDS submitted by Applicants on August 22, 2003.

Applicants note the statement by the Examiner that the IDS submitted on January 26, 2005 (listing Aiso et al., U.S. 5,959,326) was not considered because it was mailed after the mailing date of the final Office Action and lacked the required fee.

Applicants respectfully request consideration of the Aiso et al. reference in view of the IDS submitted by Applicants and received by the Office on April 29, 2005, which authorized payment of the required fee and contained the required 37 C.F.R. § 1.97(e)(2) certification. Please note that the April 29, 2005 IDS refers to Aiso et al., but contains a typographical error in the patent number (U.S. 5,595,326 listed instead of 5,959,326). To clarify, Applicants respectfully request consideration of Aiso et al, U.S. 5,959,326.

Appl. No.

10/074,564

Filed

: February 11, 2002

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Nune 22, 2005.

Ву:

Joseph J. Mallon

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Customer No. 20,995

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